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FISCAL IMPACT STATEMENT

LS 6937

BILL NUMBER: HB 1182

NOTE PREPARED: Jan 3, 2013

BILL AMENDED:

SUBJECT: Physician Order for Scope of Treatment Forms.

FIRST AUTHOR: Rep. Brown T

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: ☒ **GENERAL**
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: This bill establishes a process for the execution of a physician order for scope of treatment (POST) form by an individual, or the individual's representative, and the individual's treating physician to indicate treatment the individual would like to have or have withheld under specified circumstances.

The bill requires the Indiana State Department of Health (ISDH) to: (1) develop and distribute the POST form; and (2) report to the Health Finance Commission, concerning the POST form.

The bill specifies provisions that must be included in the POST form. It also allows for the modification or revocation of the POST form.

The bill specifies that the existence of an executed POST form cannot affect life insurance policies or premiums. It provides civil and criminal immunity for certain actions taken by a health care provider or its employees under an executed POST form.

Effective Date: July 1, 2013.

Explanation of State Expenditures: The bill requires the ISDH to develop and distribute the POST form. The ISDH should be able to develop the form and distribute it via the ISDH website within the current level of resources available to the agency. The bill also requires the ISDH to adopt rules concerning the use and distribution of the POST form and allows the adoption of rules necessary to carry out requirements under the bill. Adoption of rules is considered to be a core agency function that should be achievable within the current

level of resources available to the ISDH.

The bill further requires the ISDH to report before October 1, 2014, and annually for five years thereafter to the Health Finance Commission. The report is to include a sample of the current POST form, any information concerning the use of the POST form, complaints or issues concerning the form, and any requests to modify the form. ISDH should be able to perform the reporting requirement and distribute it to the members of the Health Finance Commission within the current level of resources available to the agency.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: ISDH.

Local Agencies Affected:

Information Sources:

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